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Date: August 18, 2004

To: Commissioner for Patents  
Of: United States Patent and Trademark Office  
Fax No.: 703-872-9306

From: Linda S. Evans

Total Pages (including this page): 9

Re: Patent Application No. 09/993,159, filed November 5, 2001  
Applicant: Lovenberg et al.  
Attorney Docket No: ORT-1528

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Certificate of transmission:

The undersigned certifies that the accompanying Notice Of Appeal (in duplicate) and Reply To Final Office Action are being herewith transmitted to the above-referenced fax number on the above-identified date.

  
Linda S. Evans (Reg. No. 33,873)

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**CENTRAL FAX CENTER****AUG 18 2004****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Lovenberg et al. Atty. Docket: ORT-1528  
Serial No.: 09/993,159 Art Unit: 1632  
Filed: November 5, 2001 Examiner: Michael C. Wilson  
For: Histamine Receptor H3 Confirmation No.: 8725  
Modified Transgenic Mice

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Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO FINAL OFFICE ACTION**

Sir:

**Introductory Remarks**

This is a response to the final Office Action mailed May 18, 2004, in the above-identified application. A Notice Of Appeal, including payment for the required appeal fee, accompanies this response. In the event that the enclosed payment is insufficient or any other fees not accounted for herewith are required for the filing of this correspondence, please charge all necessary fees to Deposit Account No. 10-0750.

Applicant requests favorable reconsideration of the application in light of the remarks after the following listing of claims provided for the convenience of the Examiner.